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Attn: Daniel J. Polglaze
Fogg Slifer Polglaze Leffert & Jay P. A.
P. O. Box 581009
Minneapolis MN 55458-1009

In re Patent No. 5,509,359
Issue Date: April 23, 1996
Application No. 08/304,831
Filed: September 13, 1994
Attorney Docket No. 113.013USX1

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OFFICE OF PETITIONS

: DECISION GRANTING PETITION
: UNDER 37 CFR 1.378(c)

This is a decision on the petition under 37 CFR 1.378(c), filed April 25, 2005, to accept the unintentionally delayed payment of a maintenance fee for the above-identified patent.

The petition is **GRANTED**.

The patent issued on April 23, 1996. The grace period for paying the second maintenance fee expired at midnight on April 23, 2004. Therefore, since this petition was filed within twenty-four months after the six-month grace period provided in 37 CFR 1.362(e), the petition was timely filed under the provisions of 37 CFR 1.378(c).

Accordingly, the maintenance fee in this case is hereby accepted, and the above-identified patent is reinstated as of the mail date of this decision.

The record reflects that a petition fee of \$1500 for a petition to revive based on 37 CFR 1.137(b) was charged to U.S. Serial No. 90/005,372. If this fee was charged in error, petitioner may request a refund of this fee by writing to the Office of Finance, Refund Section. A copy of this decision should accompany petitioner's request.

Telephone inquiries concerning this decision should be directed to Denise Pothier at (571) 272-4787.

The patent file is being forwarded to Files Repository.

Frances Hicks
Frances Hicks
Petitions Examiner
Office of Petitions